IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

WRIT PETITION NO : 1125 of 1995

Between:

E.M. Satyanathan s/o Jacob, aged 61 yrs,Occ:J.A.(Retired)
Whittekar Girls Aided High School, Samarlakota,
E.G.Dist R/o Samakrakota.

..... PETITIONER

AND

1 The Head Master Correspondent Whittenkar Girls High School

(aided) Samarlakota, E.G.Dist.
2 Andhra Eveligical Luthern Church, Rep by President, Guntur.
3 The dist Educational Officer, E.g.Dist, Kakinada.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ, order or direction more in the nature of Mandamus declaring that the petitioners is entitled to payment of salaries for the actual working period from 1-10-92 to 31-7-93 in pursuance of the interim directions of this Hon'ble court in WPMP.No.13703/92 in WP.No.10393/92 with all consequential benefits such as continuity of service pension, gratuity and other attendant benefits by holding the action of the respondents in not paying the legitimate salaries of the petitioner during the working period even though the petitioner has discharged his duties as illegal arbitrary, discriminatory and violative of Articles 14, 16 and 39(d) of the Constitution.

Counsel for the Petitioner:MR.D.LINGA RAO

Counsel for the Respondents.: GP FOR SCHOOL EDUCATION

The Court made the following :

O R D E R :

This Writ Petition is filed seeking direction to the respondents for payment of salary for the period from 1.10.1992 to 31.7.1993 in pursuance of the interim directions of this Court in W.P.M.P.No.13703 of 1992 in W.P.No.10393 of 1992 with all consequential benefits. I find that the writ petition is only misconceived. When the directions were given in W.P.M.P.No.13703 of 1992 in W.P.No.10393 of 1992, it is for the petitioner to take appropriate directions in the said writ petition only. But, he cannot approach this Court by filing another Writ Petition. Hence, I do not find merits in the writ petition and the same is liable to be dismissed.

2. Accordingly the Writ Petition is dismissed. No costs.

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G. BIKSHAPATHY, J

Dated:23.9.2004,

ccm.

To:

1 The District Educational Officer, Kakinada, E.G.District

2. 2 CCs to the G.P. for School Education, High Court Buildings,A.P.Hyderabad, (OUT)

3. 2 CD copies.